

Senate File 321 - Introduced

SENATE FILE 321
BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO SF 269)

(COMPANION TO LSB 1037HV BY
COMMITTEE ON ENVIRONMENTAL
PROTECTION)

A BILL FOR

1 An Act relating to wastewater discharges by on-farm processing
2 operations.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 455B.171, Code 2011, is amended by adding
2 the following new subsections:

3 NEW SUBSECTION. 7A. "*Food commodity*" means any commodity
4 that is derived from a live agricultural animal or harvested
5 crop, both as defined in section 717A.1, which is intended for
6 human consumption in its raw or processed state, and which
7 in its raw state includes but is not limited to milk, eggs,
8 vegetables, fruits, nuts, syrup, and honey.

9 NEW SUBSECTION. 14A. "*On-farm processing operation*" means
10 any place located on a farm where the form or condition of a
11 food commodity originating from that farm or another farm is
12 changed or packaged for human consumption, including but not
13 limited to a dairy, creamery, winery, distillery, or cannery.
14 The change to the food commodity may include cleaning, cooling,
15 pasteurizing, purifying, or preserving the food commodity.

16 Sec. 2. NEW SECTION. 455B.172A On-farm processing
17 operations.

18 1. The department shall adopt by rule standards for the
19 disposal of wastewater from an on-farm processing operation.
20 These standards shall provide for but are not limited to
21 disposal by all of the following:

22 a. By land application if all of the following apply:

23 (1) The volume of wastewater produced by the on-farm
24 processing operation is less than one thousand five hundred
25 gallons per day.

26 (2) The wastewater is land-applied by a person licensed by
27 the department under section 455B.172.

28 (3) The application rate does not exceed thirty thousand
29 gallons per acre per year.

30 (4) The application rate does not exceed one thousand five
31 hundred gallons per acre per day.

32 (5) The standards for land application are consistent
33 with the rules for land application of septage that implement
34 section 455B.172.

35 b. At a publicly owned treatment works or other wastewater

1 subsurface absorption system, or through a disposal system that
2 discharges into a public water. The department must also adopt
3 by rule standards for the disposal of septage to a septage
4 lagoon or septage drying bed.

5 The bill provides that the owner of an operation that
6 produces less than 1,500 gallons per day of wastewater is
7 not required to be assessed a fee for a national pollutant
8 discharge elimination system permit.